

NOTICE OF INTENT TO ADOPT PROPOSED AMENDMENTS TO THE  
GEORGIA AUCTIONEERS COMMISSION,  
CHAPTER 55-6 *FEES*,  
RULE 55-6-.01 *FEES, EXPIRATION DATES, AND LATE RENEWALS*.  
AND NOTICE OF PUBLIC HEARING

TO ALL INTERESTED PERSONS AND PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the Georgia Auctioneers Commission (hereinafter "Commission") proposes amendments to the Georgia Auctioneers Commission Rules, Chapter 55-6, *Fees*, Rule 55-6-.01 *Fees, Expiration Dates, and Late Renewals* (hereinafter "proposed rule amendments"). The proposed rule amendments include revisions to Rule 55-6-.01. The Commission voted to post this notice of adoption and hearing at its board meeting on January 22, 2010.

The proposed rule amendments make changes to the amount required for applicants for original licensure to contribute to the Auctioneer Education, Research and Recovery Fund. The proposed rules amendments also make changes to the fees required by the Commission for applications and examination.

This notice, together with an exact copy of the proposed rule amendments and a synopsis of the proposed rule amendments, is being mailed to all persons who have requested, in writing, that they be placed on a mailing list. A copy of this notice, an exact copy of the proposed rule amendments, and a synopsis of the proposed rule amendments may be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m. Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the Georgia Auctioneers Commission's web page at <http://www.sos.ga.gov/plb/auctioneer/>. Copies may also be requested by contacting the Georgia Auctioneers Commission office at 478-207-2440.

A public hearing will be held at 9:30 a.m. on April 5, 2010 at the office of the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia to provide the public an opportunity to comment upon and provide input into the proposed rule amendments. At the public hearing anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements should be concise and will be limited to 5 minutes per person. Additional comments should be presented in writing. Written comments are welcome. Such written comments must be legible and signed, should contain contact information for the maker (address, telephone number and/or facsimile number, etc.) and be actually received in the office prior to the close of business (5:00 p.m.) on March 29, 2010. Written comments should be addressed to Randall D. Vaughn, Division Director, Secretary of State, Professional Licensing Boards Division, Georgia Auctioneers Commission, 237 Coliseum Drive, Macon, Georgia 31217. FAX: 478-314-9128.

The proposed rule amendments will be considered for adoption by the Georgia Auctioneers Commission at its meeting on April 5, 2010 scheduled to begin at 10:00 a.m. at the office of the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia. The Georgia Auctioneers Commission has the authority to adopt proposed rule amendments to Rule 250-1-.04 pursuant to authority contained in O.C.G.A. §§ 43-1-7; 43-1-25; 43-6-3; & 43-6-22.1(c).

The Commission will consider at its meeting on December 14, 2009 whether the formulation and adoption of this proposed rule amendment imposes excessive regulatory costs on any licensee or entity and whether any cost to comply with the proposed rule amendment could be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-1-7; 43-1-25; 43-6-3; & 43-6-22.1(c).

Additionally, at its meeting on April 5, 2010, the Commission will consider whether it is legal or feasible in meeting the objectives of O.C.G.A. §§ 43-1-25; 43-6-3; 43-1-7; & 43-6-22.1 (c) 43-1-7; 43-1-25; 43-6-3; & 43-6-22.1(c) to adopt or implement differing actions for businesses as listed at O.C.G.A. § 50-13-4(a)(3)(A),(B),(C) and (D). The Commission will consider whether the formulation and adoption of this proposed rule amendment will impact every licensee in the same manner when small businesses are independently owned and operated and not dominant in the field of auctioneering.

For further information, contact the Commission office at 478-207-2440.

This notice is given in compliance with O.C.G.A. § 50-13-4.

This 4<sup>th</sup> day of February, 2010.

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Randall D. Vaughn  
Division Director  
Professional Licensing Boards

Posted: February 4, 2010

SYNOPSIS OF PROPOSED AMENDMENTS TO THE  
GEORGIA AUCTIONEERS COMMISSION RULES,  
CHAPTER 55-6 *FEES*, RULE 55-6-.01 *FEES, EXPIRATION DATES, AND LATE  
RENEWALS*.

Rule 55-6-.01, *Fees, Expiration Dates, and Late Renewals*, is hereby proposed for amendment and adoption as amended.

Purpose: The purpose of the proposed rule amendments is to change the amount required for contributions to the Auctioneers Education, Research, and Recovery Fund and to change the wording for fees charged by the Commission for applications and examinations.

Main Features: The main features of the proposed amendments to the rule are to delete the specified amount required for applicants for original licensure to contribute to the Auctioneers Education, Research, and Recovery Fund and to refer to the current Fee Schedule for the current contribution amount. The proposed amendments also delete language referring to fees for examinations and establishing one application fee for auctioneer applications.

DIFFERENCES BETWEEN THE EXISTING RULE AND  
THE PROPOSED AMENDMENTS TO THE  
GEORGIA AUCTIONEERS COMMISSION,  
CHAPTER 55-6 *FEES*, RULE 55-6-.01 *FEES, EXPIRATION DATES, AND LATE  
RENEWALS*.

[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted.]

**55-6-.01 Fees, Expiration Dates, and Late Renewals.**

(1) All fees for applications for license, ~~examinations, application and examination fee for reciprocity,~~ renewals, late renewals, reinstatements, and all other fees which may be authorized by law shall be established by the Commission periodically as set forth on a fee schedule and may be obtained from the Commission office. Such fees must be paid directly to the Commission office.

(2) Late Renewal Fee: All licenses expire on February 28 of each even numbered year. Renewals received after February 28th will result in a penalty fee so long as a renewal is received by May 31<sup>st</sup> following the February 28<sup>th</sup> expiration deadline. Failure to renew a license prior to June 1 following the expiration deadline, will result in revocation of the license and will require a new application, reexamination, license fees and penalty fee for reinstatement of such revoked license. (See fee schedule maintained by Commission Office.)

(3) Fees for Auctioneering Schools: All fees for applications for auctioneering schools and other licenses, renewals, late renewals, and all other fees that may be authorized by law shall be established by the Commission periodically as set forth on a fee schedule and may be obtained from the Commission office.

(a) A penalty fee as prescribed by the Commission shall be imposed for practicing as an auctioneer or operating an auctioneering company prior to being licensed by the Georgia Auctioneers Commission. (See fee schedule maintained by Commission Office.)

(4) When an application for an original license is made, the licensee shall contribute ~~\$150.00~~ an amount established by the Commission into the Education, Research and Recovery Fund. See fee schedule maintained by the Commission Office for current contribution required.

(5) The Commission may require additional contributions to the Education, Research and Recovery Fund at any renewal period, provided the request is in compliance with O.C.G.A. Section 43-6-22.1.

Authority: O.C.G.A. §§ 43-1-25; 43-6-3; 43-1-7; & 43-6-22.1 (c) 43-1-7; 43-1-25; 43-6-3; & 43-6-22.1(c)